

LIBELED: 12-30-64, S. Dist. Calif.

CHARGE: 402(a)(3)—contained rodent urine; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 2-5-65. Consent—claimed by Loma Linda Foods. Segregated and reconditioned; 1,005 lbs. destroyed and 31,707 lbs. denatured for use as animal feed.

30108. Flour. (F.D.C. No. 50973. S. Nos. 3-834/5 A.)

QUANTITY: 11 25-lb. bags and 85 50-lb. bags at Gainesville, Ga., in possession of Carter Grocery Co., Inc.

SHIPPED: 8-29-64 and 10-6-64, from Salina and Whitewater, Kans.

LIBELED: On or about 1-15-65, N. Dist. Ga.

CHARGE: 402(a)(3)—contained rodent urine; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 3-2-65. Default—delivered to a public institution for use as animal feed.

30109. Flour. (F.D.C. No. 50743. S. No. 113-068 A.)

QUANTITY: 85 100-lb. bags, at Tulsa, Okla., in possession of Hodges Merchandise Co.

SHIPPED: 9-17-64, from Ionia, Mich.

LIBELED: 11-24-64, N. Dist. Okla.

CHARGE: 402(a)(3)—contained rodent urine, rodent excreta pellets, was rodent gnawed; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 4-27-65. Default—destruction.

30110. Flour. (F.D.C. No. 51405. S. Nos. 30-962/4 B.)

QUANTITY: 332 10-lb. bags and 486 25-lb. bags, at Lake City, Fla., in possession of Hackney Grocery Co., Inc.

SHIPPED: 1-28-65 and 3-30-65, from Chattanooga, Tenn.

LIBELED: 6-3-65, M. Dist. Fla.

CHARGE: 402(a)(3)—contained rodent urine and one lot was rodent gnawed; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 7-1-65. Default—destruction.

MACARONI AND NOODLE PRODUCTS

30111. Macaroni, spaghetti, and noodle products. (Inj. No. 474.)

COMPLAINT FOR INJUNCTION FILED: 9-11-63, S. Dist. Calif., against Western Globe Products, Inc., Los Angeles, Calif., and Weber Food Products Co., Inc., Bell Gardens, Calif.

CHARGE: The complaint alleged that the defendants were engaged in the manufacture, storage, and interstate distribution of macaroni, spaghetti, and noodle products; and that the corporate defendants had the same president and the same vice president.

It was alleged further that the defendants had caused to be introduced and delivered for introduction into interstate commerce, the above-described foods which were adulterated within the meaning of 402(a)(3) and 402(a)(4), in

that such foods contained rodent hairs and insect fragments and had been prepared, packed, and held under insanitary conditions.

DISPOSITION: On 9-11-63, the defendants having consented, the court entered a decree perpetually enjoining the defendants from directly or indirectly causing to be introduced or delivered for introduction into interstate commerce in violation of the law, any macaroni, spaghetti, or noodle product or any other food which was adulterated within the meaning of 402(a)(3) in that it consisted in part of a filthy substance, and within the meaning of 402(a)(4) in that it had been prepared, packed, or held under insanitary conditions whereby it may have become contaminated with filth.

30112. Vermicelli and egg noodles. (F.D.C. No. 48574. S. Nos. 32-701/2 T.)

INFORMATION FILED: 7-3-63, S. Dist. Calif., against Western Globe Products, Inc., Los Angeles, Calif., Robert S. William, president, Sanford Blavin, production manager, and Allen Wethmeller, plant manager.

SHIPPED: 2-7-62 and 2-21-62, from Los Angeles, Calif., to Phoenix, Ariz.

LABEL IN PART: (Pkgs.) "Net Wt. 1 Pound Enriched Globe Coil Fideo 'A1' (Vermicelli-Pasta Suprema) Western Globe Products Inc., Los Angeles, Calif." "Net Wt. 8 Ounces Enriched Globe Medium 'A1' Egg Noodles Western Globe Products Inc., Los Angeles, Calif."

CHARGE: 402(a)(3)—when shipped, contained rodent hairs and insect fragments; and 402(a)(4)—prepared, packed, and held under insanitary conditions.

PLEA: Nolo contendere.

DISPOSITION: 9-19-63. Corporation—\$200 fine; individual defendants—\$100 fine each.

30113. Egg noodles, cereal, and flour. (F.D.C. No. 49687. S. Nos. 3-642 X, 3-650 X, 5-479 X.)

INFORMATION FILED: 3-27-64, E. Dist. Va., against E. A. Harper & Co., Inc., Newport News, Va.

ALLEGED VIOLATIONS: Between 8-16-62 and 8-1-63, the defendant caused quantities of noodles, cereal, and flour to be held in a building which was accessible to insects and to be exposed to contamination by insects, which acts resulted in the articles becoming adulterated.

CHARGE: 402(a)(3)—contained insects, insect webbing, and insect filth; and 402(a)(4)—held under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 2-15-65. \$900 fine.

30114. Noodles, pancake mix, baby cereals, flour, and macaroni. (F.D.C. No. 49187. S. Nos. 19-758 V, 61-181/2 V, 61-184 V, 73-728/9 V, 73-731/2 V.)

INFORMATION FILED: 1-18-65, E. Dist. Tex., against Monroe-Pearson Co., a corporation, Denton, Tex., and Aaron W. Pearson, president.

ALLEGED VIOLATION: Between 4-20-62 and 5-15-63, while quantities of noodles, pancake mix, baby cereals, flour, and macaroni were being held for sale after shipment in interstate commerce, the defendants caused the articles to be placed in a building that was accessible to insects and rodents and to be exposed to contamination by insects and rodents, which acts resulted in the articles being adulterated.